

REMARKS

Applicant submits this response in responding to the Office Action mailed 11/03/04. Presently, claims 13-17 and 20-30 are pending.

In the Office Action mailed 11/03/04, the Examiner has rejected claims 13-17, 20, 25 and 28 under the judicially created doctrine of obviousness-type double patenting, citing U.S. Patent 6,782,130. In response, Applicant is filing a terminal disclaimer concurrently herewith to overcome the double patenting rejection. Accordingly, Applicant respectfully request for the withdrawal of the double patenting rejection.

With the filing of the terminal disclaimer, Applicant submits that all of the claims 13-17 and 20-30 are now allowable and solicits for the allowance of claims 13-17 and 20-30.

If there are any fee shortages related to this response, please charge such fee shortages to Deposit Account No. 50-2126.

Respectfully submitted,

GARLICK, HARRISON & MARKISON, LLP
(Customer No. 34,399)

Date: 11-23-2004

By: William W. Kidd
William W. Kidd
Reg. No. 31,772
Phone: (512) 263-1842
Fax No: (512) 263-1469
Email: wkidd@texaspatents.com

CERTIFICATE OF MAILING

37 C.F.R 1.8

I hereby certify that this correspondence is being deposited with the U.S. Postal Service with sufficient postage as First Class Mail in an envelope addressed to: Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450, on the date below:

11-23-2004
Date

William W. Kidd
Signature